

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: May 18, 2006]²

Bill No. and sponsor: H.R. 3285 (Mr. Michael Castle of Delaware).

Proponent name, location: Avecia Inc., Wilmington, DE.

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2008.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

Charge control agent 7 (chromate(1-), bis[1-[(5-chloro-2-hydroxyphenyl)azo]-2-napthalenolato(2-)]-hydrogen) (provided for in subheading 2942.00.10).

Check one: ☐ Same as that in bill as introduced.
☒ Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

The subject product is a synthetic organic metal complex compound which is formulated with toner for use in electrophotography equipment. It allows the toner to be charged such that the toner will be attracted to the paper. The subject product is imported from the United Kingdom.

Estimated effect on customs revenue:

HTS subheading: <u>2942.00.10</u>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$400,000	\$400,000	\$400,000	\$550,000	\$550,000
Customs revenue loss	\$26,000	\$26,000	\$26,000	\$35,750	\$35,750

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Avecia, Inc. (Proponent) Gregory Kurey, 302-477-8201 Mike Gill, 202-508-8843	10/28/2005 11/14/2005 11/18/2005 11/21/2005 11/28/2005	No	No	No
BASF Corp., Functional Polymers Group Joseph Breunig, Fax: 704-587-7903	11/18/2005	No	No	No
Bayer Corp. Karen Niedermeyer, 412-777-2058	11/18/2005	No	No	No
Ciba Specialty Chemicals Corp. John Deming, 302-479-5499	11/18/2005	No	No	No
Clariant Corporation Andrew Zamoyski, 401-823-2230	11/18/2005	No	No	No
ColorChem Steve Printz, Fax: 770-993-4780	11/18/2005	No	No	No
Color Resources International, Inc. Wayne Jones, Fax: 864-862-6824	11/18/2005	No	No	No
CPMA Larry Robinson, Fax: 703-684-1795	11/18/2005	No	No	No
Day-Glo Richard Thornton, Fax: 216-391-1408	11/18/2005	No	No	No
DyStar L.P. Van Hawkins, Fax: 704-561-3005	11/18/2005	No	No	No
ETAD Tucker Helms, Fax: 202-296-8120	11/18/2005	No	No	No
Everlight USA, Inc. Scott Chen, Fax: 704-588-0051	11/18/2005	No	No	No
Fanwood Chemical Jim DeLisi, 908-322-8440	11/18/2005	No	No	No

LANXESS Jamie Schaeffer, 412-809-3666	11/18/2005	No	No	No
Milliken Ray Sanders, Fax: 864-503-1618	11/18/2005	No	No	No
NFC John Dickson, Fax: 803-548-2683	11/18/2005	No	No	No
Noveon Tom Dirmyer, Fax: 216-447-5720	11/18/2005	No	No	No
Passaic Color John Wojciechowski, Fax: 973-279-3175	11/18/2005	No	No	No
Rohm & Haas Steven Volger, Fax: 215-592-2550	11/18/2005	No	No	No
United Color Tom Nowakowski, Fax: 215-860-8560	11/18/2005	No	No	No

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to conform to the standard presentation in the HTS. For purposes of Customs administration, the Commission further suggests that the CAS number be included in parentheses after the chemical name in the article description.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 3285

To suspend temporarily the duty on charge control agent 7.

IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2005

Mr. CASTLE introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on charge control agent
7.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. CHARGE CONTROL AGENT 7.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

“	9902.13.12	Charge control agent 7 Chromate(1-),bis{1-{(5- chloro-2-hydroxyphenyl)azo}- 2-naphthalenolato(2-)}-hydro- gen (provided for in sub- heading 2942.00.10)	Free	No change	No change	On or before 12/31/2008	”.
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1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of the enactment of this Act.

